

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
ATTORNEY GENERAL REFERRALS
August 1, 2007**

Name, Location and Region Number		Program	Alleged Violation	DNR Action	New or Updated Status	Date
Aldag, Travis Ida Co. (3)		Animal Feeding Operation	Failure to Submit Plan	Order/Penalty	Referred Petition Filed Answer Filed	7/18/05 11/29/05 12/01/05
BBR, LLC Spirit Lake (3)	UPDATED	Air Quality Solid Waste	Open Burning; Illegal Disposal	Order/Penalty	Referred Petition Filed Motion for Leave to Amend Order Granting Leave Amended and Substituted Petition	9/19/06 4/18/07 6/12/07 6/18/07 6/18/07
Bulk Petroleum Corporation 28 Sites (1) (6)		Underground Tank	Operation and Maintenance Violations	Referred to Attorney General	Referred Petition Filed	6/19/06 2/01/07
Cargill, Inc.; Mort’s, Inc. Iowa Falls (2)		Solid Waste Wastewater	Illegal Disposal; Prohibited Discharge	Referred to Attorney General	Referred	11/14/06
Clinton, City of (6)		Wastewater	Compliance Schedule; Discharge Limits	Referred to Attorney General	Referred	9/19/05
Cohrs, Bernard; Cohrs Construction Dickinson Co. (3)		Air Quality Solid Waste	Open Burning; Illegal Disposal	Referred to Attorney General	Referred	11/14/06
Country Stores of Carroll, Ltd.; LeMars Country Store, LeMars (3)		Underground Tanks	Leak Detection; Record Keeping	Referred to Attorney General	Referred	3/06/07
Des Moines, City of; Metropolitan WW Reclamation Authority (5)		Wastewater	Compliance Schedule	Referred to Attorney General	Referred	8/15/06
De Vos, Harold and Sharon Rock Rapids (3)	UPDATED	Air Quality Solid Waste Wastewater	Open Burning; Illegal Disposal; Operation Without Permit	Order	Referred Petition Filed Motion for Partial Summary Judgment Hearing on Motion	9/19/06 1/23/07 6/08/07 7/09/07
Environmental Recycling Co., Inc. Dwight Oglesbee Masena (4)		Air Quality Solid Waste	Open Burning; Illegal Disposal	Referred to Attorney General	Referred	12/05/06
Feinberg Metals Recycling Corp.,		Solid Waste	Operation Without	Referred to	Referred	3/06/07

Ft. Madison (6)		Wastewater	Permit; Illegal Disposal; Stormwater – Operation Without Permit	Attorney General		
Garrett Corporation; Delta Industries Waterloo (2)		Air Quality	Construction Without Permit; Construction Contrary to Permit	Referred to Attorney General	Referred	1/02/07
General Motor Corporation Sioux City (3)		Hazardous Condition	Remedial Action	Order	Referred	9/19/06
Golden Oval Eggs LLC Thompson (2)		Wastewater	Prohibited Discharge	Referred to Attorney General	Referred Petition Filed	12/05/06 3/29/07
Heisdorffer, Leland Keokuk Co. (6)		Air Quality Solid Waste	DNR Defendant	Defense	Petition Filed (No original notice served) IDNR's Motion to Dismiss/Strike Hearing Date Ruling on Motion (Dismissed all damage claims against the State) Trial Date	10/06/05 8/07/06 9/01/06 9/11/06 5/11/07
Kruse Dairy Farm, Inc. Dyersville (1)		Animal Feeding Operation	Failure to Submit Plan	Order/Penalty	Referred	12/19/05
Landfill of Des Moines #4 Des Moines (5)		Solid Waste	Operation Permit Violations – Other	Referred to Attorney General	Referred Petition Filed	4/17/06 1/23/07
Leigh, Marsha Glenwood (4)		Air Quality Solid Waste	Open Burning; Illegal Disposal	Order/Penalty	Referred Petition Filed Defendant's Motion to Dismiss State's Resistance/Motion to Dismiss Motion to Intervene Hearing on Motion to Dismiss Ruling Denying Motion to Dismiss Resistance to Motion to Intervene Hearing on Motion to Intervene Ruling Denying Motion to Intervene Hearing on Defense Motions Motion for Judgment on Default Order Granting Default Judgment (\$100,000/Civil; \$10,000/Admin. & Injunction)	9/20/04 3/29/05 4/20/05 5/02/05 5/12/05 5/23/05 5/23/05 5/23/05 6/27/05 6/29/05 12/05/05 9/12/05 12/7/05
Miller, Albert Kalona (6)	UPDATED	Air Quality Solid Waste	Open Burning; Illegal Disposal	Referred to Attorney General	Referred Petition Filed Motion for Partial Summary Judgment Hearing on Motion	9/19/06 1/23/07 4/30/07 6/01/07
Miller Products Company Osceola (5)		Wastewater	Prohibited Discharge	Referred to Attorney General	Referred	12/05/06
Miller, Robert Batavia (6)	UPDATED	Air Quality Solid Waste	Open Burning; Illegal Disposal	Referred to Attorney General	Referred Petition Filed	8/15/06 1/23/07

Moellers, Kenneth Cresco (1)	Animal Feeding Operation	Prohibited Discharge – Open Feedlot; Failure to Report a Release; WQ Violations – General Criteria	Referred to AG	Referred Petition Filed	2/20/06 12/11/06
Organic Technologies; Tim Danley; Ken Renfrow; Mike Danley Warren Co. (5)	Solid Waste	Permit Violations	Referred to Attorney General	Referred Petition Filed Application for Temporary Injunction Temporary Injunction Trial Date Partial Judgment (Clean-up Order) Contempt Application Contempt Hearing Date Contempt Finding and Civil Penalty (\$100,000 and 30 Days in Jail – Suspended until 7/8/03) Hearing Regarding Contempt Order Regarding Bond/Cleanup Deadline Bond Posted State Objections to Bond Ruling Denying Objections to Bond Status Hearing Date Hearing on Motion to Extend Cleanup Deadline Order Reinstating \$100,000 Civil Penalty Site Clean-up Completed	12/15/97 10/02/98 2/04/99 4/19/99 9/13/00 9/28/00 12/12/02 2/20/03 2/20/03 7/09/03 8/01/03 8/01/03 8/20/03 9/18/03 4/16/04 12/10/04 1/05/05 8/15/06
Pedersen, Dean Laurens (3)	Animal Feeding Operation	Failure to Update Plan	Referred to Attorney General	Referred Petition Filed	4/17/06 12/11/06
Pellett Chemical Co., Inc. Wiota (4)	Underground Tank	Failure to Submit Tier 2 Site Assessment	Referred to Attorney General	Referred Petition Filed Defendant's Motion to Dismiss Resistance to Motion to Dismiss Hearing on Motion to Dismiss	6/19/06 3/29/07 4/24/07 4/27/07 5/14/07

Plymouth Dairy Farms Plymouth Co. (3)	Animal Feeding Operation	Prohibited Discharge – Confinement; Record Keeping; Application in Excess of Crop Usage Rate; Freeboard	Referred to Attorney General	Referred Petition Filed	9/19/05 1/10/06
River Bluff Resort, LLC; C.J. Moyna & Sons, Inc.; P.A. McGuire Construction McGregor (1)	Wastewater	Stormwater – Pollution Prevention Plan Violations; Water Quality Violations – General Criteria	Referred to Attorney General	Referred	4/03/07
Roquette America Keokuk (6)	UPDATED Air Quality	DNR Defendant	Defense	Petition Filed DNR's Answer DNR's Resistance to Temporary Injunction Hearing on Temporary Injunction DNR's Brief in Resistance Roquette's Brief Ruling on Temporary Injunction Trial Scheduling Conference Trial Date Motion for Continuance Order Granting Continuance Trial Date Trial Roquette's Request to Reopen Evidence IDNR Resistance to Reopening Evidence Roquette's Reply to Resistance IDNR Motion/Supp. Resistance Order Denying Roquette's Request to Reopen Evidence Partial Consent Order IDNR's Proposed Ruling Roquette's Proposed Ruling IDNR's Reply Roquette's Reply	8/28/03 9/11/03 9/11/03 9/11/03 9/29/03 9/30/03 1/14/04 1/06/05 10/24/05 6/29/05 6/29/05 4/24/06 4/24-28/06 5/25/06 6/02/06 6/19/06 6/21/06 7/05/06 4/09/07 5/04/07 5/07/07 6/08/07 6/08/07
Roquette America, Inc. Keokuk (6)	Air Quality	Construction Without Permit	Referred to Attorney General	Referred	9/19/06
Rose Bowl, The Mason City (2)	Drinking Water	Monitoring/Reporting – Bacteria, Nitrate; Public Notice	Referred to Attorney General	Referred Petition Filed	7/17/06 1/22/07

Schoenberr, R. B. d/b/a Long Branch Tavern Monmouth (1)	Drinking Water	Permit Renewal	Orders/Penalties	Referred	6/20/97
				Court Order	12/09/98
				Re-Referred	11/21/02
				Petition Filed	3/11/05
				Application for Contempt	3/11/05
				Contempt Hearing	4/01/05
				Order for Contempt (\$3,000 fine)	8/05/05
				Arrest Warrant Issued	4/01/05
				Contempt/Temporary Injunction Hearing	5/03/05
				Temporary Injunction Granted	5/03/05
				Contempt Hearing Date	7/06/05
				Contempt Hearing	8/05/05
				Order Finding Defendant in Contempt \$3,000 Fine	8/05/05
				Amended Petition	1/31/06
Sharkey, Dennis Dubuque Co. (1)	Air Quality Solid Waste	Open Burning; Illegal Disposal	Referred to Attorney General	Referred	4/03/07
Simpson, Barry Worth Co.	Animal Feeding Operation	DNR Defendant	Defense	Petition Filed Answer Filed	10/18/04 11/04/04
SNF, Inc. dba Brand FX Body Company Pocahontas (3)	Air Quality	Operational Violations	Referred to Attorney General	Referred	9/19/06
Stone v. Rembrand Enterprises, Inc.	Animal Feeding Operation	DNR Defendant	Defense	Petition Filed	12/06/04
				State Motion to Dismiss	1/10/05
				Hearing	3/07/05
				Ruling Dismissing Damage Claims	5/17/05
				State's Motion for Summary Judgment	2/27/06
				Order Granting Continuance	3/20/06
				Hearing on Summary Judgment	5/01/06
				State's Supp. Reply to Plaintiff's Resistance to Motion for Summary Judgment	6/19/06
				Ruling Denying Motion for Summary Judgment	10/04/06
				Application for Interlocutory Appeal	11/03/06
				Memorandum in Support of Interlocutory Appeal	11/03/06
				Application Denied	1/08/07
				Motion for Separate Trial	1/22/07
				Hearing on Motion for Separate Trial	3/05/07
				Order Granting Separate Trial	3/14/07
				Trial Brief	4/06/07
				Reply Brief	4/13/07
				Trial Date	4/16/07

Sweitzer, Chad and Lona; Winter Mobile Home Park New Hampton (1)	Drinking Water	Operation Without Permit; Monitoring/Reporting – Bacteria; MCL – Bacteria	Referred to Attorney General	Referred Petition Filed	11/14/06 5/03/07
U.S. Nation Mart, Inc.; Ved Pal; Babli Saini Davenport (6)	Underground Tank	Leak Detection; UST System Deficiencies	Referred to Attorney General	Referred	5/01/07
Yentes, Clifford Council Bluffs (4)	Solid Waste	Illegal Disposal	Referred to Attorney General	Referred	4/03/07

**Iowa Department of Natural Resources
Environmental Services
Report of WW By-passes**

During the period June 1, 2007 through June 30, 2007, 11 reports of wastewater by-passes were received. A general summary and count by field office is presented below. This does not include by-passes resulting from precipitation events.

Month	Total	Avg. Length (days)	Avg. Volume (MGD)	Sampling Required	Fish Kill
October '06	3(11)	0.427	0.055	1	0(0)
November '06	3(7)	0.063	0.033	2	0(0)
December '06	11(7)	0.862	0.016	1	0(0)
January '07	7(10)	0.213	0.004	1	0(0)
February '07	34(6)	0.386	0.070	6	0(0)
March '07	14(12)	0.162	0.011	3	0(0)
April '07	22(12)	0.393	0.068	5	0(0)
May '07	8(11)	0.565	7.386	1	0(0)
June '07	11(9)	0.059	0.001	2	0(0)
July '06	9(5)	0.078	0.003	2	0(0)
August '06	15(13)	0.196	0.023	8	0(0)
September '06	9(3)	0.285	0.024	0	0(0)

(numbers in parentheses for same period last year)

Total Number of Incidents Per Field Office This Period:

1	2	3	4	5	6
0	2	1	1	1	6

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
CONTESTED CASES
August, 2007**

DATE RECEIVED	NAME OF CASE	F.O.	ACTION APPEALED	PROGRAM	ASSIGNED TO	STATUS
4/26/99	Gerald and Judith Vens	6	Order/Penalty	FP	Clark	4/09/07 – Internal meeting with DNR management set for 4/12/07. 5/09/07 – Clark calls Vens' attorney and extends settlement offer. Attorney agrees to inform client and get back to Dept. with response. 5/16/07 – Response from Vens' attorney indicating qualified agreement with settlement offer pending an inspection by DNR staff.
12/01/99 12/08/99	Iowa Select Farms, L.P./AG Waste Consultants, Inc.	2	Order/Penalty	AFO	Clark	4/10/07 – ISF and Dept. attorneys unsuccessful attempt to contact AG Waste Consultants attorney. 6/15/07 – Dept. obtains new telephone number for Ag Waste Consultants' attorney and leaves message for return call regarding settlement of case. 7/05/07 – Order amended to remove ISF as responsible party. Ag Waste Consultants' appeal sent to DIA.
7/13/00	Dan Witt	6	Order/Penalty	AFO	Clark	1/10/07 – FO6 staff visited the site to determine the current status and observed that the AFO portion of the farm operations has been closed. 4/07 Sent request for hearing.
10/02/01	Daryl Larson	6	Order	AFO	Clark	6/26/07 – Sent to DIA.
11/27/01	Dallas County Care Facility	5	Order/Penalty	WW	Hansen	10/03 – Letter to County attorney regarding appeal resolution. 1/04 – Letter to attorney regarding appeal. 4/04 – Dept. letter to attorney regarding appeal. 9/04 – Dept. letter to attorney regarding appeal. 6/26/07 – Appeal resolved. Facility connected to City WWTF. Consent order to be issued.
1/23/02	Clearview Mobile Home Park Clearview Mobile Home Park	6	Permit Conditions	WW	Hansen	10/31/02 – Construction permit issued for improvement to lagoon system. 10/31/03 – Update on construction project requested from Dept. engineer. 1/30/04 – Status report requested from Dept. staff. 2/24/04 – Letter sent to attorney regarding resolving appeal. 3/15/04 – Letter from facility attorney regarding proposed upgrade with sand filters. 4/26/04 – Dept. letter to MHP attorney requesting construction schedule for project. 5/17/04 – Letter from MHP attorney with new schedule. 10/18/06 – Letter to attorney regarding schedule for resolving appeal. 10/06 – Letter to MHP

	(CONTINUED)					attorney regarding resolution of appeal. 11/06 – Letter from MHP attorney regarding projects on hold due to revisions in WQ standards rules. 6/26/07 – Sent to DIA to be set for hearing.
7/18/02	Mt. Pleasant, City of	6	Order/Penalty	WW	Hansen	\$500 penalty payment received for uncontested portion. 12/03 – Dept. letter with settlement offer. 1/30/04 – Dept. letter sent regarding settlement. 2/24/04 & 3/31/04 – Follow-up letters sent regarding settlement. 4/26/04 – Letter received from City attorney regarding Dept. settlement proposal. 6/26/07 – Sent to DIA to be set for hearing.
7/23/02	Doug Wedemeyer	4	Order/Penalty	AFO	Clark*	4/4/07 – FO4 provides status update. 6/29/07 – Sent to DIA.
8/25/02	Kenneth Dahlhauser	2	Order/Penalty	AFO	Clark	1/4/07 - An offer to settle was sent to Mr. Dahlhauser's attorney. This letter gave Mr. Dahlhauser until 1/26/07 to contact Carrie Schoenebaum with regard to the settlement. Attorney called and asked for extended time to review. Will send signed consent order. 5/23/07 – Consent Amendment to Order issued; appeal dismissed; penalty paid 6/13/07. Case closed.
11/27/02	Chelsea, City of	5	Order/Penalty	WW	Hansen*	9/18/03 – DNR letter. Will monitor for compliance through winter of 2004. 4/07 – FO5 to conduct compliance inspection. 4/19/07 - Inspection report issued to facility. 5/07 - Letter to City regarding resolution of appeal. 5/25/07 – Letter to City with Dept. settlement offer. 6/12/07 – Settled. Consent order sent to attorney for review and signature.
2/10/03	Doug Osweiler	6	Order/Penalty	AFO	Clark	6/07 – Sent to DIA.
2/24/03	Ray Slach	6	Order/Penalty	AFO	Clark	6/26/07 – Sent to DIA.
4/04/03	Natural Pork Production II, LLP (03-AFO-13)	6	Order/Penalty	AFO	Clark*	3/10/07 – Attorney for NPPII responds to DNR's inquiry, indicating that he will get with client and then back with DNR in next week. 4/10/07 – After Clark leaves message for NPPII attorney, asking for status update, NPPII attorney indicates his client asserts case should be dismissed. 5/9/07 – Dept. refuses to dismiss case and counters with reduced penalty offer. 6/15/07 – Consent Amendment to Order issued; appeal dismissed. Penalty due 6/29/07.

4/25/03	Ag Processing Inc.	2	Permit Conditions	AQ	Preziosi	Continuing to negotiate.
8/29/03	Country Living Mobile Home Park	5	Order/Penalty	WW	Hansen	6/23/04 – Construction permit issued. Settlement offer will be made. 9/04 – Status report from Dept. engineer requested regarding project construction status. 10/05 – Status report requested from Dept. engineer. 11/05 – Facility upgrade completed. New NPDES permit requested for upgraded facility. 12/16/05 – Settlement offer received from MHP attorney. 5/07 – Letter to MHP attorney about appeal and setting for hearing. 6/07 – Settlement discussions continued over penalty and compliance issues. 6/27/07 – Set to DIA to be set for hearing.
9/05/03	Strawberry Point, City of	1	Order/Penalty	WW	Hansen*	1/5/04 – City to upgrade facilities, compliance will be monitored through 2005. 4/07 – Letter to City regarding appeal. . 4/25/07 - Response from City Attorney. 5/11/07- Dept. offer of settlement. 6/14/07 – City counter offer to Dept. 6/20/07 – Dept. rejected counter offer. City to consider options at City Council meeting on 6/20/07. Council postponed action to next meeting in July. Appeal to be set for hearing if not settled.
10/08/03	TEGH, Inc. (03-UT-15)	6	Order/Penalty	UT	Wornson	Dismissed AO without prejudice as to TEGH, INC.
10/27/03	B & H Food & Gas, Inc. (03-UT-12)	6	Order/Penalty	UT	Wornson	Dismissed AO without prejudice as to B & H.
10/27/03	U.S. Nation Mart, Inc. (03-UT-14)	6	Order/Penalty	UT	Wornson	Referred to DIA for notice of hearing. Expected to settle as part of the Atty General's referral on separate violations.
12/02/03	Jeff Holland	2	Order/Penalty	AFO	Clark	6/6/07 - Dept. letter to Mr. Holland indicating case will be sent to DIA if settlement not reached by 6/22/07. 6/14/07 – Phone call from Mr. Holland. Tentative settlement pending receipt of swine depopulation history.
12/15/03	AGP (Emmetsburg)	3	Permit Conditions	AQ	Preziosi	Continuing to negotiate.

1/21/04	Bob Kerrigan	4	Order/Penalty	AFO	Clark	6/20/07 – Clark phones Mr. Kerrigan and discusses settlement terms. Kerrigan will make some inquiries and get back to Mr. Clark. 6/26/07 – Clark phones Mr. Kerrigan. Kerrigan states he will send check for penalty and withdraw appeal. 7/9/07 – Penalty paid. Case closed.
1/30/04	John Schmall d/b/a Carpenter Bar & Grill	2	Order/Penalty	WS	Hansen	2/26/04 – Letter to WS attorney regarding resolving appeal. 9/04 – Per WS section, facility has returned to compliance. 11/06 – Facility building burned down, facility closed. 5/07- Dept. letter to attorney about resolving appeal. 5/25/07 – Settled. Consent order sent to attorney to be signed.
2/09/04	Swine USA, LP	5	Order/Penalty	AFO	Clark	2/2/07 – Draft Consent Order sent to attorney for new owner. 6/19/07 – Clark sends email concerning issues at other former Swine USA operations acquired by Whitestone. 6/27/07 – Whitestone attorney responds with general agreement to settlement but needs to confirm with client.
2/16/04	Iowa Ethanol, LLC; Reilly Construction Co., Inc.	2	Order/Penalty	WW	Clark*	6/29/07 – Sent to DIA.
2/17/04	Broin & Assoc., Inc. aka Otter Creek Ethanol, LLC	3	Order/Penalty	WW	Clark*	Meeting held 4/07/04. 6/29/07 – Sent to DIA.
2/17/04	Broin & Assoc., Inc. aka Iowa Ethanol, LLC	2	Order/Penalty	WS/WW	Clark*	Meeting held 4/07/04. 6/29/07 – Sent to DIA.
2/18/04	Gettler Dairy, Inc.; Dave and Kristen Gettler	4	Order/Penalty	AFO	Clark	4/4/07 – FO4 agrees to perform a site visit to verify remedial work. 5/2/07 – FO4 visits site and reports observations. 6/15/07 – Clark leaves telephone message for Gettler inviting settlement discussion. 6/20/07 – Clark and Gettler discuss case via phone. Settlement offer by Gettler sent to FO4 for response. 6/27/07 – Verbal settlement reached. DNR will prepare Consent Amendment to Order.

3/15/04	Iowa Falls, City of	2	Order/Penalty	WW	Hansen	6/04 – Dept. letter to City attorney regarding settlement. 8/06 – Letter from City attorney regarding resolving appeal. 10/06 – Letter to City attorney regarding settlement and setting case for hearing. 11/06 – Response received from City attorney concerning SEP proposal. 1/07 – Settlement proposal (SEP) received from City attorney; under review by Dept. staff. 3/07 – Settled. City to pay penalty of \$2,500 and perform SEP in an amount of \$10,250. 3/26/07 – Draft consent order sent to City attorney on 3/26/07. 4/2/07 – Consent order signed by City. Order signed by Director, issued. Penalty paid 5/15/07. Case closed.
4/02/04	LeMars, City of	3	Order/Penalty	WW	Hansen	4/02/04 – Meeting held to discuss settlement. 1/05 – Tentative agreement reached on settlement. 6/07 – Settled.
4/08/04	Silver Creek Feeders	4	Permit Conditions	AFO	Clark	Negotiating before filing.
4/16/04	Ag Processing Inc. (Sheldon)	3	Permit Conditions	AQ	Preziosi	Continuing to negotiate.
5/12/04	Ag Processing, Inc.	3	Permit Conditions	AQ	Preziosi	Continuing to negotiate.
5/18/04	Alton, City of	3	Order/Penalty	FP	Clark	3/15/07: Attorney for Alton returned Dept. phone call and agreed to check with client regarding settlement offer. 5/08/07 - Dept. called Attorney for Alton. Settlement offer delayed due to change in Alton administration. Will submit offer to DNR by 5/18/07. 6/15/07 - Dept. sends letter with settlement offer and deadline for acceptance or case will be sent to DIA. 6/21/07 - Alton's attorney sends counter offer. 6/25/07 - Dept. rejects Alton's offer but sends slight reduction to original offer. 6/27/07 – Alton accepts DNR offer. DNR will prepare Consent Amendment to Order. 7/2/07 – Consent Amendment sent to Alton's attorney.
5/25/04	CDI, LLC	6	Permit Conditions	AQ	Preziosi	ALJ Proposed Decision issued 12/29/06 and appealed. Appeal will be addressed at April 2007 EPC meeting. Appealed to District Court 5-1-07.
5/27/04	CDI – Charles City	2	Permit	AQ	Preziosi	ALJ Proposed Decision issued 12/29/06 and appealed. Appeal will be addressed

			Conditions			at April 2007 EPC meeting. Appealed to District Court 5-1-07.
6/11/04	University of Iowa	6	NPDES Permit	WW	Hansen	6/28/07 – Sent to DIA to be set for hearing.
6/18/04	CDI – Charles City	2	Title V Permit Determination	AQ	Preziosi	ALJ Proposed Decision issued 12/29/06 and appealed. Appeal will be addressed at April 2007 EPC meeting. Appealed to District Court 5-1-07.
6/18/04	Phillip Renze	3	Order/Penalty	AFO	Clark	3/22/07 – Dept. sends draft consent amendment to Renze's attorney. 5/10/07 – Dept. calls Renze's attorney for status update; attorney apologizes for delay and commits to providing a response in 24 hours. As of noon, 5/14/07, Dept. has not received a response. 5/10/07 – Clark calls Renze's attorney for status update; attorney apologizes for delay and commits to providing a response in 24 hours. As of 6/21/07 Dept. has not received a response. 6/25/07 – Clark resends 3/22/07 message to Renze's attorney and asks for update. 6/28/07 – Sent to DIA
6/24/04	Jansma Cattle Co., Inc.	3	Order/Penalty	AFO	Tack*	Request for hearing sent to DIA.
6/28/04	Michael Veenstra; Alan Veenstra	5	Order/Penalty	AFO	Clark	6/21/07 – Clark phones Veenstras' attorney who agreed to discuss case with clients. 6/27/07 – Settlement offer from Veenstra's attorney. DNR responds with counter offer. 6/28/07 – Veenstra accepts counter offer. DNR will prepare Consent Amendment to Order. 7/2/07 – Consent Amendment sent to Veenstra attorney
10/12/04	Gary Hart	6	Order/Penalty	AQ/SW	Tack	Settled. Consent Order signed 6/7/07. Penalty paid 5/10/07. Case closed.
10/19/04	Cedar Rapids, City of	1	Order/Penalty	WW	Hansen*	5/07 - Dept. letter to City regarding setting case for hearing. 6/26/07 – Sent to DIA to be set for hearing.
10/21/04	Eugene Kramer	1	Permit Denial	WR	Clark	6/6/07 – Appeal withdrawn. Closed.

11/02/04	Mike Elsbernd	1	Order/Penalty	AFO	Book	Order and penalty affirmed. Inability to pay claim being evaluated by Department. Offer to reduce penalty rejected, will be turned over to Revenue and Finance. Inability to pay claim being redone.
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11/10/04	Ted T. Smith	3	Order/Penalty	AFO	Clark	4/10/07 – Clark discusses appeal with Mr. Smith. He will consult with his representatives and decide whether to go to hearing or withdraw appeal. 5/07 – Smith and Clark exchange phone messages. 6/13/07 – Dept. letter to Smith indicating case will be sent to DIA if settlement not reached by 6/22/07. 6/21/07: Smith phones Clark and makes settlement offer. 6/29/07 – DNR rejects settlement offer and sends case to DIA.
1/20/05	Monty Branstad	2	Order/Penalty	AQ/SW	Preziosi	Settled. Awaiting penalty payment.
2/04/05	Honey Creek Campground	4	Order/Penalty	WW	Hansen	12/07/05 – Telephone call with Honey Creek attorney regarding hearing and compliance issues. 3/22/06 – Meeting at FO 4 with wastewater owner and attorney. 4/5/06 – FO4 inspection of campground. 5/12/06 – FO letter to facility regarding inspection. 5/22/06 – Letter received from Honey Creek attorney requesting waiver of penalty in view of inspection. Letter to Honey Creek attorney rejecting request to waive penalty. 4/07 – Letter to Honey Creek regarding penalty and setting for hearing. 5/07 to be sent to DIA. Scheduled for hearing 7/13/07. Settled. Hearing continued pending finalization of settlement.
2/17/05	CDI, LLC	2	Permit Conditions	AQ	Preziosi	ALJ Proposed Decision issued 12/29/06 and appealed. Appeal will be addressed at April 2007 EPC meeting. Appealed to District Court 5-1-07.
2/24/05	Mt. Joy Mobile Home Park	1	Order/Penalty	WW	Hansen	10/06 – Letter to MHP regarding settlement of appeal. 11/06 – Information received from MHP owner regarding MORs and certified operator. 4/07 – Letter to MHP regarding appeal and setting for hearing. 5/07- Settled. Consent order sent to MHP owner to be signed. 5/24/07 – Consent order not signed. Telephone call with owner regarding consent order. 6/21/07 – Sent to DIA to be set for hearing. Settled. MHP owner to pay penalty and sign consent order.
3/08/05	Randy Griffin	5	Order/Penalty	AQ/SW	Tack	Settled. Consent Order signed 5/2/07. Penalty paid. Case closed.
3/25/05	Hoover Land Corp.	2	Order/Penalty	WS	Hansen	6/26/07 – Letter sent to WS attorney. 6/29/07 – Settled. 7/03/07 – Consent order sent to attorney for signature.

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4/04/05	Ruby Field; Ed Grafke	6	Order/Penalty	UT	Wornson	Mortgagee (bank) has agreed to close the UST as part of their foreclosure process. Sent to DIA for notice of hearing pending completion of the UST closure process by the bank. If UST is closed with NFA, will likely dismiss as to Ruby Field, Inc. and Ed Grafke.
4/05/05	Dirk D. Graves	4	Order/Penalty	AQ	Tack	Hearing reset for 8/10/07.
5/25/05	Iowa Quality Beef Cooperative	5	Order/Penalty	WW	Hansen	6/26/06 – FO meeting with company officials to discuss reopening of plant. 7/12/06 – FO inspection of plant. 10/06 – To be set for hearing. 6/28/07 – Sent to DIA to be set for hearing.
8/05/05	Scott Lenz	4	Order/Penalty	AFO	Book	Producer submitted offer, Department reviewing offer. Awaiting decision from producer. Settled, signed amendment in place.
11/21/05	CDI, LLC	2	Construction Permit	AQ	Preziosi	ALJ Proposed Decision issued 12/29-06 and appealed. Appeal will be addressed at April 2007 EPC meeting. Appealed to District Court 5-1-07.
2/27/06	Greig & Co., Inc.	3	NPDES Permit	WW	Clark	Negotiating before filing.
3/28/06	Jordan Branstad; Edward Branstad	2	Order/Penalty	AQ/SW	Preziosi	Settled. Awaiting penalty payment.
4/10/06	Praxair, Inc.		Permit Conditions	AQ	Preziosi	Negotiating.
7/07/06	Washington County (Permittee: Riverside Casino)	6	Water Use Permit	WR	Clark	Negotiating before filing.
8/09/06	Cargill (Eddyville)	5	Permit Conditions	AQ	Preziosi	Waiting to hear from Cargill engineer. Meeting will be set with technical staff.
8/28/06	Winnebago Industries, Inc.	2	Title V Permit	AQ	Preziosi	ALJ Proposed Decision issued 12/29/06 and appealed. Appeal will be addressed at April 2007 EPC meeting. Appealed to District Court 5-1-07.

10/06/06	Ted Dickey dba Dickey Farms	6	Order/Penalty	AQ/SW/ AFO	Book	Requested administrative hearing from DIA.
12/27/06	Piper Motor Co. Inc.	6	Order/Penalty	AQ/WW	Tack	Reviewing discovery responses.
1/08/07	Cargill (Eddyville) 02-A-393-S3, 02-A-394-S2, 02-A-395-S2, 02-396-S3, 05-A-930, 05-A-931	5	Permit Conditions	AQ	Preziosi	Negotiating before filing.
1/09/07	Charlie Van Meter; Van Meter Feedyard	5	Permit Conditions	WW	Clark	Negotiating before filing.
1/11/07	Clow Valve Company (20 Permits)	5	Permit Conditions	AQ	Preziosi	Negotiating before filing.
5/11/07	Bedrock Gravel	3	Order/Penalty	AQ\SW	Tack	Negotiating before filing.
6/13/07	Crossroads Cattle Co.; John Reisz	4	Permit Conditions	WW	Clark	Negotiating before filing.
6/15/07	Phoenix C & D Recycling, Inc.; and R & A Properties	5	Beneficial Use Determination	SW	Tack	Negotiating before filing.
6/19/07	Goldsmith and Son, Inc.; John E. Goldsmith; Patti R. Goldsmith; and J & G Pallet, LLC	3	Order/Penalty	WW	Hansen	Negotiating before filing.
6/25/07	Rick Onken		Permit Conditions	WW	Clark	Negotiating before filing.

DATE: August 1, 2007

TO: EPC

FROM: Ed Tormey

RE: Enforcement Report Update

The following new enforcement actions were taken during this reporting period:

Name, Location and Field Office Number Date	Program	Alleged Violation		Action
Neal Rupiper, Carroll Co. (4)	Animal Feeding Operation	Prohibited Discharge – Open Feedlot; Water Quality Violations – General Criteria	Consent Order \$4,500	6/06/07
Sebergan Pigs, Inc. Lee Co. (6)	Animal Feeding Operation	Failure to Update Plan; Record Keeping; Prohibited Discharge – Confinement; Operational Violations – Freeboard; Water Quality Violations – General Criteria	Consent Order \$7,500	6/15/07
Willey, City of (4)	Air Quality Solid Waste	Open Burning; Illegal Disposal	Consent Order \$3,000	6/15/07
Natural Pork Production II, Shelby Co. (4)	Animal Feeding Operation	Failure to Update Plan; Record Keeping	Consent Amendment \$1,000	6/15/07
Larry Whitehead, Sidney (4)	Underground Tank	UST System Deficiencies	Consent Order \$2,500	6/25/07
Ross McCaw; McCaw Pumping Iowa Co. (2)	Animal Feeding Operation	Prohibited Discharge – Confinement	Consent Order \$7,500	6/25/07

Scott Lenz, Carroll Co. (4)	Animal Feeding Operation	Prohibited Discharge – Open Feedlot	Consent Amendment \$8,000	6/25/07
Iowa Select Farms/AG Waste Consultants, Inc. Hamilton Co. (2)	Animal Feeding Operation	Prohibited Discharge – Confinement; WQ Violations – General Criteria	Amended Order	7/02/07
Doug Neuberger, Cerro Gordo Co. (2)	Animal Feeding Operation	Prohibited Discharge – Confinement	Consent Order	7/02/07
Robert Ness, Emmet Co. (3)	Animal Feeding Operation	Prohibited Discharge – Open Feedlot; Water Quality Violations – General Criteria	Consent Order \$3,000	7/02/07
M.A. Inc.; Spring Grove Mobile Home Park Burlington (6)	Wastewater	Monitoring/Reporting; Discharge Limits; Operational Violations; License Discipline	Consent Order	7/02/07

IOWA DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
RULEMAKING STATUS REPORT

August, 2007

RULES REVIEW PROPOSAL EFFECTIVE	RULE	RULES										
		NOTICE TO	NOTICE	REVIEW			COMMENT	SUMMARY TO	RULES		RULES	
		COMMISSION	PUBLISHED	ARC #	COMMITTEE	HEARING	PERIOD	COMMISSION	ADOPTED	PUBLISHED	ARC #	COMMITTEE
1. Ch. 7 – Contested Case Rules	5/01/07	5/23/07	5897B	6/11/07		6/12/07	7/02/07	7/02/07	*8/01/07		*9/03/07	*9/05/07
2. Ch. 20, 33 – Amendments to AQ Program Rules	7/02/07	*8/01/07		*8/14/07	*9/05/07	*9/06/07	*10/01/07	*10/01/07	*10/24/07		*11/13/07	*11/28/07
3. Ch. 20, 22, 23 – Permitting Rules for Grain Elevators	8/07/07	*8/29/07		*9/10/07	*9/24, 26/07 *10/01/07	*10/02/07	*10/01/07	*10/01/07	*10/24/07		*11/13/07	*11/28/07
4. Ch. 34 – AQ – Amendments to CAIR and CAMR Provisions	7/02/07	*8/01/07		*8/14/07	*9/04/07	*9/05/07	*10/01/07	*10/01/07	*10/24/07		*11/13/07	*11/28/07
5. Ch. 40, 43 – Minor Water Main Construction Permit	3/06/07	3/28/07	5795B	4/03/07	4/19/07	4/20/07	7/02/07	7/02/07	*8/01/07		*9/03/07	*9/05/07
6. Ch. 61 – WQS – Chemical Criteria Revisions	5/01/07	5/23/07	5898B	6/11/07	6/14, 19, 21 and 26/07	7/10/07	*9/04/07	*9/04/07	*9/26/07		*10/09/07	*10/31/07
7. Ch. 64 – Wastewater Construction and Operation Permits	2/06/07	2/28/06	5753B	4/03/07	3/30/07	3/30/07	6/05/07	6/05/07	7/04/07	6000B	7/10/07	*8/08/07
8. Ch. 93 – Nonpoint Source Pollution Control Set-Aside Program	5/01/07	5/23/07	5901B	6/11/07	6/14/07	6/21/07	8/06/07	*8/06/07	*8/29/07		*9/05/07	*10/03/07
9. Ch. 103-106, 112, 114, 115, 118, 120-123 – Financial Assurance Regulations	12/05/06	1/03/06	5633B	2/06/07	3/28/07	3/28/07	*9/03/07	*9/03/07	*9/26/07		*10/09/07	*10/31/07
10. Ch. 113 – Sanitary Landfills for Municipal SW: Groundwater Protection Systems for the Disposal of Non-Hazardous Wastes	11/14/06	12/06/06	5597B	1/03/07	1/22,24 and 26/07	1/26/07	6/05/07	6/05/07	7/04/07	5999B	7/10/07	*8/08/07
11. Ch. 135 – Technical Standards and Corrective Action Requirements for Owners and Operators of USTs	7/02/07	*8/01/07		*8/14/07	*8/21-23/07	*8/24/07	*10/01/07	*10/01/07	*10/24/07		*11/13/07	*11/28/07

Title	Amount - (Not to Exceed)*	Funding Source**	Date to EPC	Contract Recipient (if known)	
SFY 08 Linn Co. 28E Agreement	\$696,812	Air Quality Title V Fees; 103 & 105 Federal Grant	June	Linn County	A
SFY 08 Polk Co. 28E Agreement	\$706,951	Air Quality Title V Fees; 103 & 105 Federal Grant	June	Polk County	A
SFY 08 UHL 28E Agreement	\$1,899,870	Air Quality Title V Fees; 103 & 105 Federal Grant; State Infrastructure	June	University Hygienic Laboratory	A
SFY 08 & SFY 09 DED 28E Agreement	\$ 122,100 (60,00 SFY 08; 62,100 SFY 09)	Air Quality Title V Fees, Pollution Prevention Incentives, Brownfields	June	Dept. of Econ. Development	A
SFY 08 UNI 28E Agreement	\$461,580	Title V Fees	June	University of Northern Iowa	A
Utility Management Organizations	\$250,000	CWSRF	June	multiple	A
Nonwadeable Stream Assessment Development	\$88,887	Environment First Infrastructure Funds – Water Quality Monitoring & IDNR Fisheries Program	June	ISU	A
Intensive Lake Monitoring	\$167,005	Environment First Infrastructure Funds – Water Quality Monitoring	June	ISU	A
Environmental Monitoring & Laboratory Services - Field Office, Drinking Water, LUST, Dam Safety	\$429,872	EPA Performance Partnership Grant & EPA 319	June	UHL	A
Manure Applicator Certification Training	\$164,132	Manure Applicator Certification Program	June	Iowa State University	A
TMDL Monitoring	\$251,133	EPA 319	June	UHL	A
Staff Support	\$293,706	Environment First Infrastructure Funds – Water Quality Monitoring, EPA 319 & REAP	June	UHL	A
Dynamometer Emission Tests	\$112,598	external grant from CenSARA	July	Iowa State University	
Wetland Performance Monitoring	249,890	Environment First Infrastructure Funds – Water Quality Monitoring	July	Iowa State University	

Ambient Monitoring & Lab Services	\$1,116,342	Environment First Infrastructure Funds – Water Quality Monitoring & EPA funds (106, Brownfield), LUST Trust Fund, RSIP Grants, State Hazardous Waste Remedial Funds, and Land Recycling Program fees	July	UHL	
Ambient Biological & Lab Services	\$249,084	Environment First Infrastructure Funds – Water Quality Monitoring	July	UHL	
Steam Flow Estimation	\$46,750	Environment First Infrastructure Funds – Water Quality Monitoring	July	USGS	
Water Level Measurements	\$27,500	State Funds Appropriated for the State Water Plan	July	USGS	
Iowa Waste Exchange Database Enhancements	\$86,780	Groundwater Protection Fund- Tonnage Fees	July	Quality Consulting, Inc.	
Water Liaison	\$75,000	NPDES Program	August	IDED	
Web enabling GP 1-3	\$50,000	Stormwater	August		
Performance Based Training	\$107,000	DWSRF Other Authorized Uses	August	Salem	
National Wetland Inventory	\$250,000	Watershed Initiative funds (03HA)/ Partner Dollars	August	Saint Mary's Univ. (MN)	
Streamflow gaging, water levels, Big River monitoring for FFY08	\$500,000	Environment First Infrastructure Funds - Water Quality Monitoring, EPA Funds, State Funds appropriated for Water Plan, Conservation and Recreation Division Funds	September	USGS	
Corps of Engineers Supplemental Monitorign	\$50,000	Environment First Infrastructure Funds - Water Quality Monitoring	September	COE	
River Use Survey	\$75,000	EPA 319	Summer	ISU - CARD	
2008 Clean Watershed Needs Survey	\$57,121	Clean Water SRF- Administrative Fund	September	Iowa State University	
Pharmaceutical Collection and Disposal Pilot Project	\$225,000	Landfill Tonnage Fees	September		
One Source Training for Water Operators	\$233,900	WS Operator Training	September	One Source	

SDWA- Database	\$150,000	DWSRF State Program	October	Salem	
NPDS Database	\$50,000	NPDES Program	Fall		
Dept. of Soil Conservation/ IA Dept. of Ag & Land Stewardship	\$107,760	Wastewater SRF	Fall		
Archeology	\$90,000	Wastewater SRF	Fall		
Archeology	\$90,000	Drinking Water SRF	Fall		
EPA State Implementation Plan	\$200,000	EPA	Fall		
Stormwater Information & Education	\$70,000	EPA 104(b)	Fall		
TMDL Development	\$50,000	EPA 319	Fall		
U of I/UHL SWP Monitoring	\$50,000	EPA DWSRF set-aside	Fall	UHL	
Consumer Confidence Report	\$60,000	DWSRF Tech Asst	December	IAMU	
Viability Technical Assistance	\$98,691	DWSRF Other Authorized Uses	February	IA Association of Municiple Utilities	
FFY07 NPS Polluntion Control Project Contracts	\$3,000,000	EPA 319	Winter	DSC and unknown	
Conservation Districts of Iowa MOA	\$500,000	EPA 319	Winter	CDI	
UHL	\$85,000	EPA	Unknown		
Regional Collection Center Establishment Grants	\$200,000	Landfill Tonnage Fees	Unknown		

*Actual amount cannot be determined at this time due to agreeement/budget negotiations not having taken place.

** Subject to change due to uncertainty of the federal budget and the funding allocations

Iowa Department of Natural Resources

Environmental Services Division

Report of Manure Releases

During the period June 1, 2007, through June 30, 2007, 7 reports of manure releases were forwarded to the central office. A general summary and count by field office is presented below.

Month	Total Incidents	Feedlot	Confinement	Land Application	Transport	Hog	Cattle	Fowl	Other	Surface Water Impacts
October	12 (13)	0 (1)	9 (2)	0 (1)	3 (9)	9 (12)	0 (1)	3 (0)	0 (0)	1 (1)
November	10 (8)	0 (0)	2 (1)	3 (3)	5 (4)	8 (6)	1 (2)	1 (0)	0 (0)	1 (1)
December	5 (2)	0 (0)	5 (1)	0 (0)	0 (1)	4 (0)	1 (2)	0 (0)	0 (0)	1 (0)
January	4 (3)	0 (0)	3 (2)	1 (1)	0 (0)	4 (1)	0 (2)	0 (0)	0 (0)	0 (0)
February	4 (2)	0 (0)	2 (1)	0 (0)	2 (1)	3 (1)	1 (1)	0 (0)	0 (0)	1 (0)
March	7 (2)	0 (1)	6 (1)	0 (0)	0 (0)	6 (0)	0 (2)	0 (0)	0 (0)	2 (2)
April	4 (6)	2 (0)	2 (2)	0 (2)	0 (2)	2 (6)	2 (0)	0 (0)	0 (0)	2 (1)
May	5 (6)	0 (0)	2 (3)	2 (3)	0 (0)	3 (5)	1 (1)	0 (0)	0 (0)	0 (0)
June	7 (2)	1 (0)	2 (0)	0 (0)	3 (2)	4 (2)	2 (0)	0 (0)	0 (0)	0 (0)
July	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)
August	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)
September	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)
Total	58 (44)	3 (2)	33 (13)	6 (10)	13 (19)	43 (33)	8 (11)	4 (0)	0 (0)	8 (5)

Total Number of Incidents Per Field Office this Month:

(numbers in parentheses for the same period last year)

1	2	3	4	5	6
0	2	1	3	0	1

IOWA DEPARTMENT OF NATURAL RESOURCES
COMPLIANCE AND ENFORCEMENT BUREAU

DATE: August 1, 2007

TO: Environmental Protection Commission

FROM: Ed Tormey

SUBJECT: Summary of Administrative Penalties

The following administrative penalties are due:

DATE	NAME/LOCATION	PROGRAM	AMOUNT	DUE
	Robert and Sally Shelley (Guthrie Center)	SW	1,000	3-04-91
	Verna and Don Reed; Andrea Silsby (Union Co.)	SW	1,000	4-07-94
	Elery Fry; Allen Fry; Becky Sandeen (Monroe Co.)	SW	6,000	1-20-96
	Daryl & Karen Hollingsworth d/b/a Medora Store(Indianola)	UT	8,042	3-15-96
	Robert Jeff White (Dallas Co.)	AQ/SW	10,000	7-14-97
	Greg Morton; Brenda Hornyak (Decatur Co.)	SW/AQ/W W	3,000	11-04-98
	Ray Stamper; Bryan Zenor (Polk Co.)	SW	2,000	12-12-98
	Otter Creek Station (Dubuque Co.)	WS	325	3-04-99
	Lindahl & Sons Salvage (Boone)	AQ/SW	10,000	11-29-00
	R & R Ranch (Osceola)	WW	10,000	8-30-00
	Alice Hillhouse; Hillhouse Real Estate Corp. (Denison)	UT	3,000	2-28-01
	Teckenburg, Inc.; Jerry Teckenburg (Cedar Rapids)	UT	6,380	7-06-01
	Keith Craig; The Farm (Council Bluffs)	UT	3,890	8-08-01
	James Harter (Fairfield)	WW	1,780	8-01-01
	Wisconsin North dba National Petroleum, Inc. (Clinton)	UT	5,000	8-04-01

# Troy DeGroote; Casey DeGroote (Butler Co.)	AFO/AQ/ SW	242	3-08- 02
Charlotte Caves (Oskaloosa)	HC	10,000	4-03- 02
# Practical Pig Corporation (Clinton Co.)	AFO	2,000	5-26- 02
Mobile World, L.C. (Camanche)	WW	2,000	5-27- 02
M-F Real Estate; Fred "Butch" Levell (Carter Lake)	HC	1,701	8-18- 02
Midway Oil Co.; David Requet (Davenport)	UT	5,355	9-20- 02
Dale Schaffer (Union Co.)	AQ/SW	10,000	11-05- 02
	UT	32,690	2-28- 03
U.S. Petro, Inc.; SSJG Petroleum; Sukhdev Singh			
	UT	44,900	2-28- 03
Midway Oil Co.; David Requet; John Bliss			
Green Valley Mobile Home Park (Mt. Pleasant)	WW	5,000	4-23- 03
Midway Oil Company (West Branch)	UT	7,300	5-03- 03
Midway Oil Company (Davenport)	UT	5,790	5-03- 03
Efren Valdez (Warren Co.)	SW	2,782	6-09- 03
Albert Miller (Kalona)	AQ/SW	10,000	9-26- 03
* Jerry Feilen and Rick Bain (Pottawattamie Co.)	AQ/SW	1,663	12-15- 03
Robert L. Nelson (Orient)	UT	617	12-26- 03
Mark Anderson (Des Moines Co.)	AQ/SW	6,188	3-22- 04

Mike Phillips aka Jeff Phillips (Cambridge)	AQ	5,000	3-27-04
Mike Messerschmidt (Martinsburg)	AQ/SW	500	4-13-04
Interchange Service Co., Inc., et.al. (Onawa)	WW	6,000	5-07-04
Emer Carlson (Fairfield)	AQ	6,500	6-01-04
#*Floyd Kroeze (Butler Co.)	AFO	1,500	6-01-04
Iowa Falls Evangelical Free Church (Iowa Falls)	WS	750	6-13-04
Mitchell Town Pump (Mitchell)	WS	2,080	6-16-04
# Dunphy Poultry (Union Co.)	AFO	1,500	6-27-04
Shane Preder (Ft. Madison)	AQ	477	7-12-04
James L. Heal d/b/a A-1 Domestics (Homestead)	SW/WW	1,800	7-16-04
Ranch Supper Club (Swisher)	WS	300	8-02-04
#*James Boller (Kalona)	AFO	3,634	8-19-04
# Cash Brewer (Cherokee Co.)	AFO/SW	10,000	8-25-04
Spillway Supper Club (Harpers Ferry)	WS	1,500	9-06-04
David Niklasen (Shelby Co.)	SW	100	9-11-04
# Doorenbos Poultry; Scott Doorenbos (Sioux Co.)	AFO	1,500	10-09-04
T & T Corner Bar (McIntire)	WS	3,000	10-26-04
Rock N Row Adventures (Eldora)	WS	3,000	10-23-04
# Jason Fox (Audubon Co.)	AFO	1,000	11-27-04
# Norm Cleveringa (Lyon Co.)	AFO	750	11-27-04
Americana Bowl (Ft. Madison)	WS	100	11-28-04
Howard Traver, Jr. (Cass Co.)	SW	3,000	12-14-04
Valley Country Café; NOO Investment Co. (Cass Co.)	WS	5,000	2-18-05

Denzel Edwards (Cass Co.)	AQ/SW/H C	500	3-01- 05
* Fran Oil Company (Council Bluffs)(3 Admin. Orders)	UT	4,300	4-09- 05
Virgil Ehlers; Ehlers Oil Co. (Soldier)	UT	8,040	4-23- 05
* Reginald Parcel (Henry Co.)	AQ/SW	260	4-23- 05
Harold Linnaberry (Clinton Co.)	SW	1,000	5-18- 05
* Country Stores of Carroll, Ltd. (Carroll)	UT	1,408	6-06- 05
Elery Fry; Allen Fry; Mel Fry; Ron Fry (Moravia)	SW	10,000	6-20- 05
Fedler and Company; Tony Fedler (Mt. Pleasant)	HC	3,670	6-25- 05
# Matt Hoffman (Plymouth Co.)	AFO	750	8-08- 05
Vernon Kinsinger (Washington Co)	SW	3,930	12-31- 05
# Joel McNeil (Kossuth Co.)	AFO	2,500	1 21- 06
Carl Cliburn (Wapello Co.)	AQ/SW	3,474	2-03- 06
TOMA Properties, LLC (Washington)	WS	1,000	2-17- 06
Affordable Asbestos Removal, Inc. (Monticello)	AQ	7,000	4-28- 06
Jeff Albrecht (Humboldt Co.)	AQ	500	5-06- 06
CRM Enterprises; Envirobest, Inc. (Iowa City)	AQ	7,000	5-21- 06
#*Tony Mertens (Mt. Pleasant)	AFO	2,644	7-20- 06
#*Dale Schumann (Buena Vista Co.)	AFO	2,000	8-01- 06

# Troy VanBeek (Lyon Co.)	AFO	3,500	10-16-06
Rueter & Zenor Co.; Rueters Red Power (Carroll)	AQ/SW	400	11-06-06
SEP			
# Randy Rudolph (Audubon Co.)	AFO	3,500	11-06-06
Larry Bergen (Worth Co.)	AQ/SW	2,000	11-01-06
* Fred Miller; Earthworks Contracting (Quimby)	AQ	8,020	12-15-06
#*Galen Drent (Boyden)	AFO	1,510	2-01-07
#*Richard Beelner; Beelner 1 and 2 (Plymouth Co.)	AFO	600	4-01-07
Mobile World, LC; R. Victor Hanks (Clinton Co.)	WW	22,500	4-01-07
Edward Branstad; Monroe "Monty" Branstad (Forest City)	AQ	4,500	4-16-07
# Todd Kay (Buena Vista Co.)	AFO	3,000	4-16-07
# Garrelts Livestock Feeders (Palo Alto Co.)	AFO	3,000	5-02-07
#*E & N Farms, Ltd. (Lyon Co.)	AFO	800	5-15-07
#*Paul Rehder (O'Brien Co.)	AFO	375	6-01-07
* Waddell's Metal Recycling (Blue Grass)	AQ	750	6-01-07
# Crossroads Cattle Co. (Council Bluffs)	AFO	9,500	6-14-07
Craig Burns (Postville)	WW	3,750	6-15-07
# Natural Pork Production, II LLC (Shelby Co.)	AFO	1,000	6-29-07
# Sebergan Pigs, Inc. (Lee Co.)	AFO	7,500	6-29-07
# Grand Prix Industries, Inc. (Kossuth Co.)	AFO	1,300	7-01-07
# James Hogan; Hogan Brothers (Jones Co.)	AFO	2,392	7-01-07
* Crestview Mobile Home Park (Ames)	WW	750	7-01-07
* Country Terrace Mobile Home Park (Ames)	WW	480	7-01-07
#*Michael and Karen Schieltz (Dubuque Co.)	AFO	2,552	7-07-07

#*Neal Rupiper (Carroll)	AFO	4,312	7-10-07
River Bend Farms, Inc.; Ken Root (Council Bluffs)	AQ/SW	1,200	7-11-07
#*Harvey Driesen (Sioux Co.)	AFO	750	7-15-07
#*Randy Gergen; R & D Farms (Sioux Co.)	AFO	1,125	7-15-07
James L. Heal; A-1 Imports (Homestead)	WW/SW	10,000	7-18-07
#*Ross McCaw; McCaw Pumping Co. (Iowa Co.)	AFO	7,500	7-20-07
* Midway Water & Lighting Co., Inc. (Marion)	WS	1,100	7-20-07
#*John Kauffman (Iowa City)	AFO	3,536	7-20-07
* John Danker (Lee Co.)	AQ/SW	2,636	7-22-07
# Scott Lenz (Carroll Co.)	AFO	8,000	7-25-07
# Robert Ness (Emmet Co.)	AFO	3,000	8-02-07
* Curt Kline; Connie Kline (Dunlap)	AQ	500	9-01-07
* Larry Whitehead (Sidney)	UT	1,875	9-03-07
#*Charles F. Deering, Jr. (Postville)	AFO	2,500	9-30-07
#*Charles Wauters (Keystone)	AFO/SW	3,500	12-01-07
#*Joe Tomka (Carroll Co.)	AFO	3,500	12-01-07
#*Rahn Eischeid (Carroll Co.)	AFO	2,500	4-01-08
* Willey, City of	AQ/SW	2,000	6-01-08
	TOTAL	481,825	

The following administrative penalties have been appealed:

NAME/LOCATION	PROGRAM	AMOUNT
Gerald and Judith Vens (Scott Co.)	FP	5,000
# Iowa Select Farms, L.P.; AG Waste Consultants (Hamilton Co.)	AFO	3,000
# Dan Witt (Clinton Co.)	AFO	3,000
Dallas County Care Facility (Adel)	WW	5,000
# Doug Wedemeyer (Adair Co.)	AFO	2,500
Mt. Pleasant, City of	WW	500
Chelsea, City of	WW	3,000
# Doug Osweiler (South English)	AFO	5,000
# Ray Slach (Cedar Co.)	AFO	3,000
Country Living MHP (Altoona)	WW	5,000
Strawberry Point, City of	WW	10,000
B & H Food & Gas, Inc. (Davenport)	UT	10,000
U.S. Nation Mart, Inc. (Davenport)	UT	10,000
Tegh, Inc. (Bettendorf)	UT	8,500
# Jeff Holland (Winnebago Co.)	AFO	5,500
Carpenter Bar & Grill (Carpenter)	WS	10,000
# Swine USA; Davis Finishing Site (Clarke Co.)	AFO	750
# Gettler Dairy (Guthrie Co.)	AFO	5,000
Iowa Ethanol, LLC; Reilly Construction Co. (Worth Co.)	WW	10,000
Broin & Assoc., Inc.; Iowa Ethanol, LLC (Worth Co.)	WS/WW	10,000
Broin & Assoc., Inc.; Otter Creek Ethanol (Osceola Co.)	WW	10,000
LeMars, City of	WW	9,000
Alton, City of	FP	5,000
# Jansma Cattle Co., Inc. (Lyon Co.)	AFO	10,000
# Phillip Renze; Doug Renze (Sac Co.)	AFO	2,000
# Michael Veenstra; Allan Veenstra (Mahaska Co.)	AFO	5,000
Cedar Rapids, City of	WW	5,000
# Mike Elsbernd (Winneshiek Co.)	AFO	3,000
# Ted T. Smith (Buena Vista Co.)	AFO	3,000
S. J. Louis Construction, Inc. (Pleasant Hill)	WW	5,000
Monty Branstad (Winnebago Co.)	AQ/SW	8,000
Honey Creek Campground (Pottawattamie Co.)	WW	1,000
# Phillip Renze; Doug Renze (Sac Co.)	AFO	2,000
Peeters Development Co.; Mt. Joy MHP (Scott Co.)	WW	10,000
Hoover Land Corp.; River Road Golf Club (Algona)	WS	1,375
Dirk Graves (Glenwood)	AQ	1,000

Ruby Field, Inc.; Ed Grafke (Sigourney)	UT	5,112
# Ted Dickey dba Dickey Farms (Muscatine Co.)	AQ/SW/A FO	8,000
Iowa Quality Beef Supply Cooperative (Tama)	WW	10,000
Edward Branstad; Jordan Branstad (Winnebago Co.)	AQ/SW	8,000
Bruce Piper; Piper Motor Company, Inc. (Bloomfield)	AQ/WW	10,000
Bedrock Gravel, In. (Buena Vista Co.)	AQ/SW	10,000
Goldsmith & Son, Inc.; J & G Pallet LLC (Sergeant Bluff)	WW	10,000
	TOTAL	256,237

The following administrative penalties have been collected:

NAME/LOCATION	PROGRAM	AMOUNT
Industrial Laminates/Norplex, Inc. (Postville)	AQ	3,750
Franklin County, Iowa	AQ/SW	7,500
# James Hogan; Hogan Brothers (Jones Co.)	AFO	108
# Grand Prix Industries, Inc. (Kossuth Co.)	AFO	200
# E & F Custom Pumping, Inc. (Taylor Co.)	AFO	4,500
# Kenneth Dahlhauser (Whittemore)	AFO	1,250
* Crestview Mobile Home Park (Ames)	WW	250
* Country Terrace Mobile Home Park (Ames)	WW	110
Mehmert Tiling, Inc. (Cresco)	UT	7,000
Neal Rupiper (Carroll)	AFO	187
Crop Production Services, Inc. (Dubuque Co.)	WW	8,000
# Steve Frick (Osceola Co.)	AFO	5,000
* John Danker (Lee Co.)	AQ/SW	139
#*Harvey Driesen (Sioux Co.)	AFO	250
Larry Whitehead; Whitehead Farms Construction (Sidney)	UT	625
Jewell Golf & Country Club (Jewell)	AQ/SW	2,250
John Morrell & Co. (Sioux City)	WS	5,400
# Bob Kerrigan (Union Co.)	AFO	750
#*John Kauffman (Iowa City)	AFO	208
* Willey, City of	AQ/SW	1,000

TOTAL 48,477

The following penalties were collected by Revenue during the Month of June.

TOTAL

TOTAL MONIES RECEIVED 20,458

Iowa Department of Natural Resources Environmental Services Division Report of Hazardous Conditions

During the period June 1, 2007, through June 30, 2007, 67 reports of hazardous conditions were forwarded to the central office. A general summary and count by field office is presented below. This does not include releases from underground storage tanks, which are reported separately.

Month	Substance					Mode				
	Total Incidents	Agri-chemical	Petroleum Products	Other Chemicals	Transport	Fixed Facility	Pipeline	Railroad	Fire	Other*
October	52 (48)	5 (6)	34 (29)	12 (13)	14 (13)	29 (28)	0 (0)	3 (2)	2 (1)	4 (4)
November	60 (55)	13 (10)	30 (35)	17 (10)	19 (16)	27 (28)	2 (0)	4 (3)	1 (1)	7 (7)
December	28 (51)	3 (5)	20 (32)	5 (14)	5 (18)	18 (29)	0 (2)	2 (1)	0 (0)	3 (1)
January	36 (62)	4 (4)	20 (35)	12 (23)	10 (18)	19 (32)	3 (0)	1 (1)	0 (0)	3 (11)
February	50 (49)	6 (2)	38 (36)	6 (11)	7 (10)	35 (35)	1 (1)	3 (2)	0 (0)	4 (1)
March	70 (54)	5 (2)	52 (40)	13 (12)	19 (16)	44 (29)	0 (2)	0 (2)	0 (0)	7 (5)
April	76 (96)	23 (32)	32 (39)	21 (25)	24 (26)	41 (56)	1 (1)	0 (3)	2 (1)	8 (9)
May	98 (59)	36 (14)	39 (34)	23 (11)	40 (24)	42 (29)	4 (0)	4 (1)	1 (1)	7 (4)
June	67 (83)	21 (19)	29 (43)	17 (21)	14 (28)	44 (43)	2 (0)	1 (0)	1 (1)	5 (11)
July	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)
August	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)
September	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)	0 (0)
Total	537 (557)	116 (94)	294 (323)	126 (140)	152 (169)	299 (309)	13 (6)	18 (15)	7 (5)	48 (53)

(numbers in parentheses for same period last year)

*Other includes dumping, theft, vandalism and unknown

Total Number of Incidents Per Field Office this Month:

1	2	3	4	5	6
12	16	6	9	15	9